

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	X	USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #:
	:	DATE FILED: 7/10/2019
CAPITAL ART, INC.,	: '	
Plaintiff,	:	
	:	19 Civ. 4751 (LGS)
-against-	:	
	:	<u>ORDER</u>
MARTHA STEWART LIVING OMNIMEDIA,	:	
INC.,	:	
	:	

LORNA G. SCHOFIELD, District Judge:

WHEREAS, the initial pretrial conference is scheduled for July 16, 2019;

Defendant.

WHEREAS, the parties did not timely submit their initial pretrial conference materials a week before the conference or by July 9, 2019, as Dkt. No. 6 requires;

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WHEREAS, Defendant was served on May 28, 2019, but has not timely appear or responded to the Complaint by the June 18, 2019, deadline. It is hereby

ORDERED that the July 16, 2019, 10:30 a.m. initial pretrial conference is adjourned until **July** 23, 2019, at 10:30 a.m. It is further

ORDERED that, if Plaintiff is in communication with Defendant, the parties shall file the joint letter and proposed case management plan, in accordance with Dkt. No. 6, by **July 16, 2019**. The letter shall explain why Defendants have not complied with their answer deadline. If Plaintiff is *not* in communication with Defendants, then Plaintiff shall file a letter by **July 16, 2019**: (1) requesting adjournment of the initial pretrial conference, and (2) advising whether it will move for default judgment. It is further

ORDERED that Plaintiff shall serve a copy of this Order on Defendant, and shall file the affidavit of service for this Order no later than **July 12, 2019**.

Dated: June 21, 2019

New York, New York

LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE